

O. 81-121
(REVISED)

ORDINANCE NO. 0-15435
(New Series)

JAN 26 1981

AN ORDINANCE AMENDING CHAPTER II, ARTICLE 7, DIVISION 21 OF THE SAN DIEGO MUNICIPAL CODE BY AMENDING SECTIONS 27.2103, 27.2104, 27.2106, 27.2109, 27.2111 AND 27.2114 AND REPEALING SECTIONS 27.2115 AND 27.2116 RELATING TO NOMINATIONS.

BE IT ORDAINED, by the Council of The City of San Diego, as follows:

Section 1. That Chapter II, Article 7, Division 21 of the San Diego Municipal Code be and it is hereby amended by amending Sections 27.2103, 27.2104, 27.2106, 27.2109, 27.2111 and 27.2114, to read as follows:

SEC. 27.2103 STATEMENT AND AFFIDAVIT OF NOMINEE

Nominating petitions shall state the name of the candidate, his current residence, his past residences for a period of four years, date and place of birth, the office for which he seeks nomination, the term for which he is running, his occupation, previous public positions held in the City, a written acceptance of the nomination and the manner in which he wishes his name to appear. The petition shall contain an affidavit of the nominee and shall be substantially in the following form:

STATEMENT AND AFFIDAVIT OF NOMINEE

STATE OF CALIFORNIA)
COUNTY OF SAN DIEGO) ss.

I, _____, being duly sworn, say that
I reside at _____ in the
(City of San Diego) (San Diego Unified School District),
County of San Diego, State of California, and that I am a
resident and registered voter of the political district for
which I seek nomination and shall have been such for at
least thirty days immediately preceding the filing of my
nomination petition, and that I am a candidate for the office
of _____ to be
(include District designation, if appropriate)
voted upon at the municipal primary election to be held
_____, and that I request my name
(insert date)
be printed upon the official ballot for nomination by such
primary election for such office, that I will accept such
nomination, and that I will serve in such office if elected.
I desire to have my name printed on the ballot as follows:

(Print)

Date of Birth _____ Place of Birth _____

I am a candidate for the full/unexpired term.

My occupation is _____

Previous public positions held by me in San Diego:

My places of residence for the past four years have been:

(Residence)

(Signature)

Subscribed and sworn to before me on _____

(Signature of Clerk or Deputy)

(Official Title)

NOMINATING PETITION

We, the undersigned voters of the _____

_____ hereby nominate _____

_____ for the office of _____

SEC. 27.2104 PETITION SIGNATURES AND AFFIDAVIT OF AUTHENTICITY

Signatures shall be executed by voters in their own handwriting. Voters must also print their names and indicate place of residence, including street and house number, or other designation from which the location can be readily ascertained. The date of execution must also be indicated by voters.

The petition shall consist of sheets of white paper uniform in size with dimensions no smaller than 8 1/2 by 11 inches or greater than 8 1/2 by 14 inches. The petition may consist of any number of sections. Each section shall contain the following:

a. First, a sheet containing the statement and affidavit of the nominee.

b. Second, voter signature sheets which shall be arranged and lined to provide space for the voter's signature, printed name and place of residence and date. A space at least one inch wide shall be left blank, on the right hand side of the sheet, for the use of the clerk in verifying the petition. Signature sheets shall be substantially in the following form:

NAME	RESIDENCE	DATE	(Clerk's Use only)
<u>SIGN</u> -----			
<u>PRINT</u>			
<u>SIGN</u> -----			
<u>PRINT</u>			
<u>SIGN</u> -----			
<u>PRINT</u>			

Any number of voter signature sheets may be incorporated in a petition section. The following note shall appear on each signature sheet:

(NOTE: Petitions for Candidacy for Mayor and City Attorney may be signed at large throughout the City and must contain the signatures of at least 300 qualified voters. Petitions for Candidacy for Members of the Council and Board of Education may be signed only by voters within the home district of the Candidate and must contain the signatures of at least 200 qualified voters. No person shall sign petitions of nomination for elective officers for a greater number of candidates than are to be elected.)

c. The last sheet shall contain the affidavit of authenticity which shall be in the following form:

AFFIDAVIT OF AUTHENTICITY

STATE OF CALIFORNIA)
COUNTY OF SAN DIEGO) ss.

_____, under penalty of
(Printed name of circulator)

perjury says: That I am a _____
(Candidate for the foregoing office)

(Registered voter of the City of San Diego)

(Registered voter of the San Diego Unified School District)

and that all the signatures on each sheet were made in my presence and were observed by me, and that all of the sheets constituting this petition section were fastened together at the time such signatures were appended thereto; and that to the best of my knowledge and belief such signatures are the genuine signatures of the persons whose names they purport to be.

(Residential Address)

(Signature of Circulator)

The sheets comprising each petition section shall be fastened together securely and remain so during circulation for signatures and filing.

SEC. 27.2106 REQUIRED NUMBER OF PETITIONS

Nominating petitions of candidates for the office of Councilmember or member of the Board of Education shall be signed by at least two hundred persons residing in the

district and at the time of signing shall have been registered voters for a period of at least thirty (30) days in the district from which the candidate seeks nomination.

Nominating petitions for other candidates shall be signed by at least three hundred persons.

All persons signing nominating petitions must be registered voters for a period of at least thirty (30) days at the time they sign such petitions.

SEC. 27.2109 PETITIONS TO CONTAIN ADDRESS AND DATE

Nominating petitions must be signed by persons in their own handwriting and each person signing shall also print his name and designate his complete residence address and the date on which he signed.

SEC. 27.2111 FILING PETITIONS

Nominating petitions shall be filed in the office of the Clerk not earlier than the eighty-first day prior to the primary election nor later than the close of business on the sixtieth day prior to the primary election; except that in the case of a special election called to fill a vacated elective office a nominating petition shall be filed in the office of the Clerk no earlier than the sixtieth day prior to the primary election nor later than the close of business on the fifty-third day prior to the primary election. All petition sections shall be filed at the same time; no supplemental nominating petitions may be filed.

SEC. 27.2114 NOTICE OF INSUFFICIENCY

If the Clerk finds a nominating petition to be insufficient or in improper form, he shall so certify and shall send a notice of insufficiency to the candidate seeking nomination.

Section 2. That Chapter II, Article 7, Division 21 of the San Diego Municipal Code be and it is hereby amended by repealing Sections 27.2115 and 27.2116, as follows:

SEC. 27.2115 SUPPLEMENTAL PETITION

SEC. 27.2116 SUPPLEMENTAL PETITIONS TO BE CHECKED BY CLERK

Section 3. This ordinance shall take effect and be in force on the thirtieth day from and after its passage.

APPROVED: JOHN W. WITT, City Attorney

By Stuart H. Swett
Stuart H. Swett
Chief Deputy City Attorney

SHS:rc:930
~~11/20/80~~ REVISED 1/8/81
Or. Dept.: Clerk

0-15435

Passed and adopted by the Council of The City of San Diego on JAN 26 1981,
by the following vote:

Councilmen	Yeas	Nays	Not Present	Ineligible
Bill Mitchell	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Bill Cleator	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Susan Golding	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Leon L. Williams	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Fred Schnaubelt	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mike Gotch	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Dick Murphy	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Lucy Killea	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mayor Pete Wilson	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>

AUTHENTICATED BY:

PETE WILSON
Mayor of The City of San Diego, California.

CHARLES G. ABDELNOUR
City Clerk of The City of San Diego, California.

(Seal)

By Ellen Board, Deputy.

I HEREBY CERTIFY that the foregoing ordinance was not finally passed until twelve calendar days had elapsed between the day of its introduction and the day of its final passage, to wit, on

JAN 12 1981, and on JAN 26 1981.

~~I FURTHER CERTIFY that said ordinance was read in full prior to its final passage.~~

I FURTHER CERTIFY that the reading of said ordinance in full was dispensed with by a vote of not less than a majority of the members elected to the Council, and that there was available for the consideration of each member of the Council and the public prior to the day of its passage a written or printed copy of said ordinance.

CHARLES G. ABDELNOUR
City Clerk of The City of San Diego, California.

(Seal)

By Ellen Board, Deputy.

Office of the City Clerk, San Diego, California

Ordinance Number 0-15435 Adopted JAN 26 1981

CERTIFICATE OF PUBLICATION

RECEIVED
CITY CLERK'S OFFICE
1981 FEB 13 AM 10:35
SAN DIEGO, CALIF.

San Diego, City of
202 C St., 12th Floor
San Diego, CA 92101
ATTN: Ellenn Bovard

IN THE MATTER OF
AN ORDINANCE AMENDING CHAPTER II, ARTICLE 7, DIVI-
SION 21 OF THE SAN DIEGO MUNICIPAL CODE BY AMEN-
DING SECTIONS 27.2103, 27.2104, 27.2106, 27.2109,
27.2111 AND 27.2114 AND REPEALING SECTIONS 27.2115 ETC.

NO.

0-15435

ORDINANCE NO. O-15435
(New Series)
AN ORDINANCE AMENDING CHAPTER II, ARTICLE 7, DIVI-
SION 21 OF THE SAN DIEGO MUNICIPAL CODE BY AMEN-
DING SECTIONS 27.2103, 27.2104, 27.2106, 27.2109, 27.2111
AND 27.2114 AND REPEALING SECTIONS 27.2115 AND
27.2118 RELATING TO NOMINATIONS.
This ordinance amends sections of the San Diego Municipal
Code dealing with the nomination process for City elections; it
eliminates the need for petition circulators to have their
signatures subscribed and sworn to and requires signers of
nomination petitions to be registered voters for at least thirty (30)
days at the time of signing and to print their names on the peti-
tions. It eliminates provisions which allow the filing of a sup-
plemental petition.
A complete copy of the Ordinance is available for inspection
in the Office of the City Clerk of the City of San Diego, 12th Floor,
City Administration Building, 202 "C" Street, San Diego, CA
92101.
Introduced on January 12, 1981.
Passed and adopted by the Council of The City of San Diego
on January 26, 1981.
AUTHENTICATED BY:
PETE WILSON,
Mayor of the City of San Diego, California.
CHARLES G. ABDELNOUR,
City Clerk of The City of San Diego, California.
(SEAL)
By ELLEN BOVARD, Deputy.
Published February 9, 1981

I, Camille Simpson, am a citizen
of the United States and a resident of the County aforesaid; I am over the
age of eighteen years, and not a party to or interested in the above-entitled
matter. I am the principal clerk of the San Diego Daily Transcript, a
newspaper of general circulation, printed and published daily, except
Saturdays and Sundays, in the City of San Diego, County of San Diego, and
which newspaper has been adjudged a newspaper of general circulation by
the Superior Court of the County of San Diego, State of California, under
the date of January 23, 1909, Decree No. 14894; and the

ORDINANCE NO. O-15435 (New Series)

is a true and correct copy of which the annexed is a printed copy and was
published in said newspaper on the following date(s), to wit:

February 9, 1981

I certify under penalty of perjury that the foregoing is true and correct.

Dated at San Diego, California this 9th day of Feb., 1981.

Camille Simpson
(Signature)

2 1/8 x 2 = 40.32